

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-03448-KBJ**

MABEE v. FEDERAL ENERGY REGULATORY
COMMISSION
Assigned to: Judge Ketanji Brown Jackson
Cause: 05:552 Freedom of Information Act

Date Filed: 11/15/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**MICHAEL MABEE**

represented by **C. Peter Sorenson**
SORENSEN LAW OFFICE
P.O. Box 10836
Eugene, OR 97440
(541) 606-9173
Email: petesorenson@gmail.com
ATTORNEY TO BE NOTICED

V.

Defendant**FEDERAL ENERGY REGULATORY
COMMISSION**

represented by **April Denise Seabrook**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2525
Fax: (202) 252-2599
Email: april.seabrook@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul A. Mussenden
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-7874
Fax: (202) 252-2599
Email: Paul.Mussenden@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/15/2019	<u>1</u>	COMPLAINT <i>19-cv-3448</i> against FEDERAL ENERGY REGULATORY COMMISSION (Filing fee \$ 400 receipt number ADCDC-6566613) filed by MICHAEL MABEE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Sorenson, C.) (Entered: 11/15/2019)
11/18/2019		Case assigned to Judge Ketanji Brown Jackson. (zmc) (Entered: 11/18/2019)
11/18/2019	<u>2</u>	SUMMONS (3) Issued Electronically as to FEDERAL ENERGY REGULATORY COMMISSION, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmc) (Entered: 11/18/2019)
12/03/2019	<u>3</u>	GENERAL ORDER AND GUIDELINES APPLICABLE TO FOIA CASES ASSIGNED TO JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Court's instructions for processing and

		production of records, batching motions, and filing exhibits. Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 12/3/2019. (jag) (Entered: 12/03/2019)
12/10/2019	<u>4</u>	NOTICE of Appearance by April Denise Seabrook on behalf of All Defendants (Seabrook, April) (Entered: 12/10/2019)
12/18/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/26/2019. (Attachments: # <u>1</u> Exhibit)(Sorenson, C.) (Entered: 12/18/2019)
12/18/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/26/2019. Answer due for ALL FEDERAL DEFENDANTS by 12/26/2019. (Attachments: # <u>1</u> Exhibit)(Sorenson, C.) (Entered: 12/18/2019)
12/18/2019	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL ENERGY REGULATORY COMMISSION served on 11/26/2019 (Attachments: # <u>1</u> Exhibit)(Sorenson, C.) (Entered: 12/18/2019)
12/24/2019	<u>8</u>	ANSWER to Complaint by FEDERAL ENERGY REGULATORY COMMISSION.(Seabrook, April) (Entered: 12/24/2019)
12/26/2019		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall review this Court's <u>3</u> General Order and Guidelines Applicable to FOIA Cases, and promptly confer and file a joint proposed schedule for disclosure or briefing motions for summary judgment, on or before 1/13/2020. Signed by Judge Ketanji Brown Jackson on 12/26/2019. (jag) (Entered: 12/26/2019)
01/06/2020		Set/Reset Deadlines: Proposed Briefing Schedule due by 1/13/2020 (hs) (Entered: 01/06/2020)
01/13/2020	<u>9</u>	Joint STATUS REPORT by MICHAEL MABEE. (Sorenson, C.) (Entered: 01/13/2020)
01/28/2020		MINUTE ORDER. In light of the representations in the parties' <u>9</u> Joint Status Report, it is hereby ORDERED that: Defendant shall process a minimum of 10-15 dockets per month and shall issue a response to Plaintiff's FOIA requests on the 30th day of each month or the next business day if the 30th falls on a weekend or holiday, until production is complete. It is FURTHER ORDERED that Defendant shall file a monthly status report regarding the processing of Plaintiff's FOIA requests on the 7th day of the month or the next business day, if the 7th day falls on a weekend or holiday, and that, beginning 3/7/2020, the parties shall meet, confer, and file a Joint Status Report every third month. Signed by Judge Ketanji Brown Jackson on 1/28/2020. (jag) (Entered: 01/28/2020)
02/07/2020	<u>10</u>	STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Seabrook, April) (Entered: 02/07/2020)
03/09/2020	<u>11</u>	Joint STATUS REPORT by MICHAEL MABEE. (Sorenson, C.) (Entered: 03/09/2020)
03/30/2020	<u>12</u>	NOTICE of Appearance by Paul A. Mussenden on behalf of FEDERAL ENERGY REGULATORY COMMISSION (Mussenden, Paul) (Entered: 03/30/2020)
04/07/2020	<u>13</u>	STATUS REPORT <i>re March 2020 Processing and Productions</i> by FEDERAL ENERGY REGULATORY COMMISSION. (Mussenden, Paul) (Entered: 04/07/2020)
05/07/2020	<u>14</u>	STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Mussenden, Paul) (Entered: 05/07/2020)
05/11/2020		MINUTE ORDER. In light of the representations in the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that, on or before 6/8/2020, the parties shall file a further joint status report, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 5/11/2020. (jag) (Entered: 05/11/2020)

06/08/2020	<u>15</u>	Joint STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Mussenden, Paul) (Entered: 06/08/2020)
07/03/2020		MINUTE ORDER. In the parties' most recent <u>15</u> Joint Status Report, Plaintiff requests that this Court order Defendant to take a number of actions. However, the proper means by which to request an Order of this Court is through a motion, not a statement in a status report. See Para 1(a) of Appendix to General Order and Guidelines, ECF No. <u>3</u> . Accordingly, it is hereby ORDERED that, should Plaintiff desire this Court order Defendant to take any action, it shall file a notice indicating as much, which shall contain a proposed schedule for briefing the issue. Signed by Judge Ketanji Brown Jackson on 7/3/2020. (jag) (Entered: 07/03/2020)